

FILED

UNITED STATES COURT OF APPEALS

NOV 21 2013

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

MARK GLENN GROCE,

Plaintiff - Appellant,

v.

THEODORE BERNARD CLAUDAT,
DBA Quality Instant Printing

Defendant - Appellee.

No. 13-55960

D.C. No. 3:09-cv-01630-BTM-
WMC

U.S. District Court for Southern
California, San Diego

ORDER

Before: Peter L. Shaw, Appellate Commissioner

Appellee's motion to dismiss this case under Ninth Circuit Rule 42-1 is denied. The opening brief was filed on November 14, 2013. Appellee's answering brief is due 30 days after the date of this order. The optional reply brief is due within 14 days after service of the answering brief.